

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION

JOSEPH LOWRY,

*Plaintiff,*

VS.

CITY OF LAMARQUE, TEXAS, KEITH §  
BELL, in his individual capacity and in his §  
official capacity, KIMBERLEY YANCY, §  
in her individual capacity and in her official §  
capacity, and RANDALL ARAGON, in his §  
individual capacity and in his official §  
capacity, §

*Defendants.*

~~~~~

CIVIL CASE NO. 3:22-cv-00112

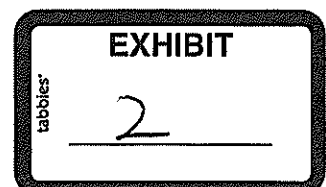
Jury

## DECLARATION OF KEITH BELL

STATE OF TEXAS  
COUNTY OF GALVESTON

KEITH BELL, under penalty of perjury, states as follows:

1. "My name is Keith Bell. I am over the age of twenty one (21) and I am fully competent to make this Declaration. I have personal knowledge of the facts stated herein and they are all true and correct. I have personal knowledge of the facts stated herein because I was elected as a City Councilman for the City of La Marque for 17 years and then was elected Mayor in May of 2021. In my elected role, I have become familiar with the allegations that are being made in this lawsuit.
2. I served as a firefighter with the Galveston Fire Department from 1996 to 2010. I was first elected as a City Councilman for the City of La Marque in \_\_\_\_\_ and served as Mayor Pro Tem from 2009 to 2021 when I was elected Mayor.



3. I became familiar with the Plaintiff because of a variety of actions he has taken as a community activist. He launched a recall election against my election as Mayor in 2022. That recall election was unsuccessful. He also led a tax roll back election. That was successful. He has now been elected as City Council member of the City of La Marque. Mr. Lowry, in social media posts, has called me a thug and a criminal. He also made social media posts that were fake Twitter posts from me and other City Council members. Most of the fake Twitter posts contained what appeared to be racial stereotypes. An example of some of those posts are attached hereto as Exhibit A.

4. I am familiar with Mr. Lowry's allegation that city workers removed political signs for Plaintiff's preferred causes. I did not remove any signs. Further, the La Marque City Council did not pass any type of resolution or approve of a policy to remove his signs. During the elections mentioned, there were hundreds and hundreds of signs mostly for the positions that he supported including my recall. It is my understanding that some of those signs violated right of way set back requirements as well as a state statute regarding political signs. Any removal of signs would only have been authorized of City workers for those type of violations and the requirements would have been enforced in a content neutral fashion. City employees must use their own sound judgment and discretion in determining what actions to take in effecting City policies and upholding state and federal law. I am not aware of any similar incidents before or after the alleged incidents in question, where citizens complained of an employee's actions regarding signs or of an alleged unconstitutional act involving a similar fact pattern.

5. I am aware of Plaintiff's allegations that his Facebook posts were removed from the City of La Marque's Facebook page. I had no involvement in the City's Facebook page administration. I have not removed Plaintiff's posts on Facebook or any other social medium. In addition, I did not ban Plaintiff from the City's Facebook page or from any other social medium. I did not instruct anyone to ban Plaintiff or remove his comments from the City's Facebook page, or any other social medium. Both before Plaintiff's Complaint in this case was filed, after it was filed and continuing on, Plaintiff posted many, perhaps hundreds, of comments on the City's Facebook page that insulted the City administration including me. Those posts were not removed and remain today. A sample is attached as Exhibit B to this Declaration. It is my belief that any administration of the Limited Public Forum Facebook page would be done in a content neutral fashion but I play no role in that administration.

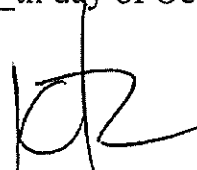
6. I learned of a planned protest regarding Plaintiff by citizens concerned about his actions. A permit was requested from the City for a protest to be held on January 15, 2022. However, the application for the permit was not approved by the City. Documents showing it was not approved are attached hereto as Exhibit C. I did not participate in or help to organize the protest. I am not aware of anyone employed by the City who participated or organized the protest. The City denied the application. And allocated a police presence to keep the peace.

7. Based on my experience, training, and education, it is my belief that there are no actions that I have taken with regard to the Plaintiff that violated clearly established law. I do not believe that any action or inaction under the circumstances surrounding the Plaintiff's allegations violated clearly established law. It is also my opinion and belief that no reasonable governmental official would believe that the actions taken under these facts and circumstances violated any clearly established law.

8. It is my belief and opinion that a reasonable governmental official could conclude that any actions that I have taken or not taken relative to Plaintiff were reasonable and not a violation of clearly established law. It is my belief and opinion that almost all governmental officials would conclude that actions in this matter were reasonable and not a violation of clearly established law. I have not observed any pattern, practice or custom by City of La Marque officials that violate citizens' Constitutional rights. I am not aware of any pattern of complaints against officials regarding similar allegations (political signs, Facebook and the protest) other than those made by the Plaintiff."

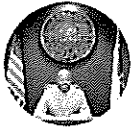
I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief.

Executed this 30 th day of October, 2024.

  
\_\_\_\_\_  
KEITH BELL



2024

**Mayor Keith Bell**

@keith\_bell\_mayor



Hello all.

Just a reminder that I only tell a little truth in my speeches because most of you are so gullible. I love the word transparent even though I have no clue what it means. Hope this tweet was transparent.

6:10 AM · Apr 26, 2022

1 Quote Tweet   1 Like

**Joseph Lowry**

5h · 🌐

...

Bell telling the truth for once? "Transparent"

1 Share



Like

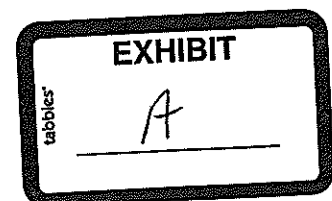


Comment



Share

Write a comment...





Chief Randall Aragon  
@ChiefQueef



What's the best adult diapers to wear while on duty?

Depends ✓

70%

PreVail

30%

95,550 votes · Final results

6:52 AM · Apr 26, 2022 · Twitter Web App

5.8K Retweets

530 Quote Tweets

9.2K Likes



Joseph Lowry

4h · 🌐



Aragon is not fit to be a Chief.



3

1 Comment 1 Share



Like



Comment



Share



George Saldana

Chief Queef? 🤔

Like Reply 34m

Write a comment...





20

**Dana Loftis**

@CallmeRechardthough

@Keith\_Bell\_Mayor I got dem signs you wanted me to get, can you cashapp me my money asap. Is there anything else you want me to do? Just say the word, I'll do your biddings.

6:17 AM · Apr 26, 2022

**32.6K** Retweets**18.9K** Quote Tweets**74.8K** Likes**Joseph Lowry**

4h · 🌐

I KNEW IT!!!



1

2 Comments 1 Share



Like



Comment



Share

**Richard Castillo**

You must have just found out about the tweet generator 🤖



Like Reply 3h

**Sarah Dougherty**

🤖🤖🤖 Crazy Mandalyn Mob: "HOW DARE YOU HARASS THESE MEN! DANA WAS JUST HELPING KLMB BY PICKING THEM UP!"

Mayor's Response: "At the end of the day I am going to do my due diligence to raise taxes and blame Joseph Lowry for the ran down police department."

Joseph: "I STILL HAVE THE YARD OF THE MONTH"

Like Reply 2h Edited



Write a comment...





City of La Marque  
May 10 · 🌐



**La Marque Economic Development Corporation**

April 20 · 🌐

The La Marque Economic Development Corporation is dedicated to assisting the development of a strong, diversified economy for the City of La Marque. We promote ... See more

👍❤️ 10

5 Comments

👍 Like

💬 Comment

➦ Share

All comments ▾



Write a comment...

😊 📷 😊



**Carolyn Small**  
Hopeful and praying for my city 🙏

Like Reply 5w



**William Patterson** 🏢  
Can somebody provide a list of companies that were lobbied to relocate or establish their businesses in La Marque, due to this Corporation, that actually moved or started businesses? Preferably with date stamps, in chronological order.....

Like Reply 5w



💎 Top fan

**Mandalyn Agapita Salazar**  
**William Patterson** , Contact the EDC directly and do a public records request.

Like Reply 5w



Reply to William Patterson...

😊 📷 😊



**Bill Abrams**  
If you wanna provide the start up money, I'm in. Id love to have my own business.

Like Reply 5w

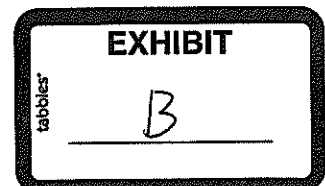


**Joseph Lowry**  
Highest crime and a crooked police chief mayor and councilwoman. Hard pass till the elected criminals are gone

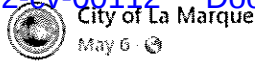
Like Reply 5w

Write a comment...

EXHIBIT **B**







Office of the Texas Secretary of State

May 6

REMINDER: TOMORROW is Election Day for the May 7th Constitutional Amendment & Local Elections across Texas!

Visit [www.votetexas.gov](http://www.votetexas.gov) to learn how to find your p... See more

5

7 Comments 2 Shares

Like

Comment

Share

All comments



Write a comment...



Ray Medina

Vote to lower our taxes! 5

Like Reply 6w



Eva Livy

Maybe the city should mention 2 places to vote tomorrow in our city.

VOTE YES/FOR TAX ROLLBACK.

Our police Department will Not be defunded, nor grow on either way you vote.

Like Reply 6w



Tex Rob

Eva Livy , have an idea, maybe you can go on your page and mention those locations. I mean...considering you don't care that your city staff gets paid for their work. JS

Like Reply 6w



Eva Livy

Tex Rob ohhh the city gets paid , and will continue to get paid

Like Reply 6w



Eva Livy

Tex Rob I'm allowed my vote as you are yours, no reason to get so uptight.

Like Reply 6w



Reply to Eva Livy...



Joseph Lowry

Vote FOR/YES to lower your taxes

Like Reply 5w



Eva Livy

Here's where you can vote tomorrow 1109 Bayou and 5715 Texas Avenue.

Like Reply 6w

EXHIBIT A

Write a comment...



## POLITICAL SIGNS

During campaign season, the landscape blooms with a special kind of flower - the political sign. Unlike wildflowers which are welcome anywhere, putting political signs on public lands is illegal. Placing illegal signs on private land is also illegal and citations will be issued. So before you plant that sign, learn the law and keep La Marque beautiful.

City of La Marque never controls the content of any signage, but does reserve the right to remove & issue citations for illegal signs. If you have questions about what may be on a political sign please contact the Texas Ethics Commission at (512) 463-5800.

**POLITICAL AND CAMPAIGN SIGNS**  
NON-COMMERCIAL SIGNS VISIBLE

## NOTICE

Political signs must be placed where, so long as they are not in the right of way or on a public street, that gives a citizen a right to a free view.  
**Illegal signs will be removed, confiscated, and citations will be issued to owners.**

**ENGINE INFORMATION**  
 This same information is available online on TxDOT's website and can be accessed by the below method.

Go to  
[www.tdot.state.tx.us](http://www.tdot.state.tx.us)



If you believe that a sign has been placed illegally on public or private property in La Marque:



👍 20

Like

Comment

Share

14 Comments 2 Shares



Write a comment .

👍 🗨️ 📄



**Eva Lry**  
**JUST VOTE YES TO LOWER TAXES!** Seriously it's that simple. The city cannot, and will not defund our police! NEXT AGENDA

Like Reply



**Ray Medina**  
 Vote to lower our taxes!  
 I'll take a sign and place on my property proudly!

Like Reply

**Joseph Lowry**

**Ray Medina** smart man! Great job standing up to these tyrant's too!!

Like Reply

**Ray Medina**

**Joseph Lowry** we need more!

Like Reply



**Mandalyn Agapita Salazar**  
**Ray Medina**, where is your proposed budget for roll back of 55 to 47?

Like Reply

10 Replies



vetting the police... it's clearly the state came out strong on upturning the police Department but comes up with this law that clearly defunds the police Department.

Like Reply

9 Replies



**Jacqueline Ferrin**  
**Ray Medina** you told me that your house payment went up \$200 but how much of that is actually going to the city... if you look clearly going to the school and county.

Like Reply



Reply to Ray Medina .



**Joseph Lowry**  
 Nobody pay attention to these downs they even tried to use their attorney to intimidate me it didn't work very well he got a little taste of Joseph Lowry.

Like Reply



**Joseph Lowry**  
**Municipal Restrictions on Posting Signs**  
 Although Texas state does not impose many rules on the placement of political signs, the state laws allow cities and counties to impose additional restrictions. That means that anyone posting a campaign poster or political sign will want to check with local authorities to learn about their laws.

While state law allows cities and counties to impose some restrictions on political signs, it also sets limits on what kind of restrictions are possible and when they can apply to political signs. Section 259.003 of the Texas Election Code limits the regulation of political signs by cities. If someone wishes to place a sign on private property with the consent of the property owner, a municipality cannot:

Prohibit the sign from being placed.  
 Require a permit or approval of the municipality or impose a fee for the sign to be placed.  
 Restrict the size of the sign.  
 Provide for a charge for the removal of a political sign that is greater than the charge for removal of other signs regulated by ordinance.

### Rules for Billboards

This restriction on municipal authority does not apply to a billboard bearing a sign with a political message on a temporary basis if the billboard is generally available for commercial advertising or other messages that are not primarily political. Nor does it apply to signs that are more than 6 feet high, with an area greater than 36 feet, and that are illuminated or have any moving elements.

### Homeowner Restrictive Covenants

If you live in a development governed by a property owners' association (HOA), Texas law allows such groups to adopt certain restrictions regarding political signs. However, like with municipalities, the state Election Code restricts the types of permissible rules an HOA can enact.

Texas Election Code Section 259.002 is entitled "Regulation of Display of Political Signs by Property Owner's Association." It limits the length of time that a property owners' association can prohibit a property owner from displaying on their own property a political sign about a candidate or a measure up for a vote. These signs cannot be forbidden from 90 days before election day to 10 days after the election. The association can forbid political signs at other times.

Like Reply



**Joseph Lowry**  
 What about when your board members illegally remove them? Thug boy Lofra! Y'all are a joke!!

Like Reply



**Joseph Lowry**  
 It's also illegal for a city worker to go on private property and steal signs. You guys are going to pit yourself into another lawsuit bunch of morons.

Like Reply



Write a comment .

EXHIBIT A





City of La Marque

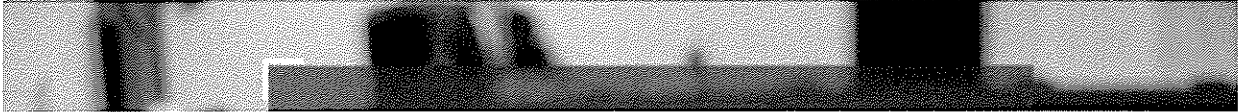
April 19 · 🌐

...

## Pre-Budget Workshop

The City will be hosting workshop meetings for residents in April to join and discuss the items wanted for the 2023 Budget. Please make an effort to come to join this meeting to make your voice heard as it pertains to your city.

This meeting will be held on Tuesday, April 21st at 6PM inside the City of La Marque Council Chambers (1109-B Bayou Rd), next to City Hall.... See more



3

4 Comments



Like



Comment



Share

Most relevant ▼



Write a comment...



Rosie Long-Herr

Will it be on You Tube channel?

Like Reply 8w Edited



Ray Medina

Lower our taxes!

Like Reply 8w



Eva Livy

Can we have an agenda prior... ty

Like Reply 8w



Joseph Lowry

La Marque needs a forensic audit. Not a audit paid for by the city that's used the same company for 12 years either. They just make sure the numbers are in the right places. We need a forensic audit to account for all the fraud that's going on

Like Reply 8w

Write a comment...

EXHIBIT A



City of La Marque

April 4 · 🌐

Public Relations | April 2022

As a continued effort to keep our citizens informed The City of La Marque presents our 1st Informational Release from Public Relations. We hope this is informative and provides our citizens with timely information in a manner that can be easily received.

👁️ Keep your eyes open for more to come!



👍❤️ 33

7 Comments 8 Shares

👍 Like

💬 Comment

➦ Share

All comments ▼



Write a comment...

😊 GIF 🤖



Jackie Johnson Pennington

...



💎 Top fan

Jacqueline Perrin

If we want this great team better vote against the tax rollback and keep Kieth Bell

Like Reply 10w



Enrique Andino

Congrats great job

Like Reply 10w



💎 Top fan

Tonia Rene Griffin



Like Reply 10w



Theresa Garcia

Great job

Like Reply 10w



Joseph Lowry

A bird sanctuary but you can't have chickens without paying a tax LOL

Like Reply 10w

Write a comment...

EXHIBIT A

#### Pre-Budget Workshop

The City will be hosting workshop meetings for residents in April to join and discuss the items wanted for 2023 Budget. Please make an effort to come join this 1st meeting to make your voice heard as it pertains to your city.

This meeting will be held on Tuesday, April 5th at 6PM inside City of La Marque Council Chambers (1109 B Bayou Rd. next to City Hall) ... [See more](#)



👍👍👍 12

23 Comments 11 Shares

👍 Like

💬 Comment

🔗 Share

All comments ▾

Write a comment...



**Carolyn Small**  
Hopefully most La Marque residents will want to talk about the roads. [See more](#)  
Like Reply 12w  
↳ 4 Replies



**Carolyn Small**  
Looking forward to it!  
Like Reply 12w



**Eva Ltry**  
So is the pre Budget meeting same as the Tax Forum meeting then?  
Like Reply 12w 14 likes



**Eva Ltry**  
Question? Do Grants have a time frame in which they must be used? It's saddening to know we have grants from 2017 which have still not been utilized.  
Like Reply 12w



**Robert Michelich**  
Waste of time  
Like Reply 12w  
↳ 6 Replies



**Joseph Lowry**  
Corrupt mayor Bell will be there however this is from the city manager. He wants to know what the citizens want. Here is our opportunity  
Like Reply 12w



**Ronnieandvickie Reed**  
Joseph Lowry it says nowhere it is from the city manager? this is not abnormal. people want things that we simply can't afford. street lights, more police, roads repaired, new police station, changes have to be made at the wastewater treatment plant to... [See more](#)  
Like Reply 12w



**Tracy Baumgartner Turner**  
Joseph Lowry Jojo - here's a little something for you - since you are always calling Bell and Aragon corrupt, with zero proof. I think this is your little right-wing friend. Tink. <http://www.msn.com/en-us/news/missouri-city-s-top-executive-placed-on-administrative-leave-pending-investigation>... [See more](#)



MSNBC  
Missouri City's top executive placed on paid administrative leave pending investigation

Like Reply 12w 14 likes



**Joseph Lowry**  
Tracy Baumgartner Turner that's because they are corrupt. Who cares what he's doing in another city a year or so later??? Obsessed much with him like Bell wants people to be? Is Bell corrupt because of Tink? Is Aragon corrupt because of Tink? It's optics to take the eyes off of the real criminal!!! BELL AND ARAGON ARE THUGS AND CRIMINALS!!!  
Like Reply 12w



**Tracy Baumgartner Turner**  
Joseph Lowry Aragon worked as Police chief back when I worked for the City. I never heard anything bad about him, especially him being corrupt. These are harsh words with no proof. If Bell and Aragon are 'corrupt', wouldn't they be found out by now? Wouldn't they be placed on administrative leave? I would think so.  
Like Reply 12w



**Joseph Lowry**  
Tracy Baumgartner Turner what a corrupt person that's being corrupt with another person on administrative leave? What sense does that make it's a team effort. They brought him back intentionally because they knew he was corrupt and would do exactly as he was told by King Bell. Yeah dude's been corrupt everywhere he has been. Scandal after scandal after scandal have you not done your research? I did it for you again for the 300 time for people but they seem to look past the facts that he has had scandals everywhere he goes the guy should be in prison  
Like Reply 12w



**Joseph Lowry**  
Tracy Baumgartner Turner and as far as corrupt Bell he should be in prison for trying to get people to set up straw accounts so he can award them money from the city he's a dirtbag he's a scummy creepy slimy no good corrupt politician  
Like Reply 12w

Reply to Joseph Lowry



**Joseph Lowry**  
**Robert Michelich**  
Like Reply 12w

Write a comment...

EXHIBIT A





City of La Marque

March 30 · 🌐

🌐 WEDNESDAY WORD | MARCH 30 🌐

In an effort to keep our residents updated on city news, Mayor Keith Bell shares his recent address with our city.

#IloveLaMarque #WednesdayWeeklyWord  
#ForwardTogether #CommunityinUnity



🌐🌐 14

5 Comments 2 Shares

👍 Like

💬 Comment

➦ Share

All comments ▼



Write a comment...



💎 Top fan

Jacqueline Perrin

Thank you for keeping us updated and informed

Like Reply 11w



Carolyn Small

Can't wait to see what they do over there!

Like Reply 11w



Joseph Lowry

Taxpayer funded lobbying!!!!

Like Reply 11w



Joseph Lowry

Stop fighting us with our tax Dollars.

Like Reply 11w



Joseph Lowry

It's theft

Like Reply 11w

Write a comment...

EXHIBIT A



City of La Marque

March 23 · 🌐

...



Abundant Life Christian Center

March 23 · 🌐

Abundant Life celebrated 37 years of ministry this month, and @cityoflamarque recognized the accomplishments of 37 years of ministry by declaring March 6 "Abunda... See more

👍👍👍 23

4 Comments

👍 Like

💬 Comment

➦ Share

All comments ▾



Write a comment...



Joseph Lowry

Keith Bell and Kimberly Yancy's harassment of our children are why we removed them from public schools and put them in abundant Life! This picture frightens me.

Like Reply 12w



Roger Mccauley

Joseph Lowry don't you have to agree to give all your assets to that church, when you die or something? 😬😬

Like Reply 12w



Joseph Lowry

Roger Mccauley I've never heard that and I really like the church. And school. This is frightening as a parent. I believe this picture is too intimidate stalk and harass my family. They're trying to portray something.

Like Reply 12w



Reply to Joseph Lowry...



Joseph Lowry

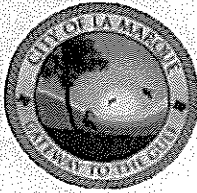
These two in this picture voted for us to have the highest taxes in the entire county! That is a fact. They also voted to put laptops on a 10-year payment plan! That's like putting your cell phone on your mortgage LOL these people are not fit to govern

Like Reply 12w

Write a comment...

EXHIBIT A





**CITY OF LA MARQUE**  
**SPECIAL EVENT PERMIT APPLICATION**  
 1111 BAYOU ROAD, LA MARQUE TX 77568  
 (409) 938-9202

*\*All applications must be submitted no less than 90 days prior to the event \**

|                                                                                                       |                                              |                                                                                                                                                                                                                  |
|-------------------------------------------------------------------------------------------------------|----------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Event Name: <b>HIT The Road Jack Protest</b>                                                          |                                              | Date of Event: <b>Saturday January 15, 2022</b>                                                                                                                                                                  |
| Event Location (Address): <b>Cedar/Lake Rd Intersection<br/>In front of 2503 Cedar DR.</b>            |                                              | Type of Event:<br><input type="checkbox"/> Walk/Run <input checked="" type="checkbox"/> Mass Gathering <input type="checkbox"/> Parade <input type="checkbox"/> Concert<br><input type="checkbox"/> Other: _____ |
| Is this event on public property? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Estimated number of participants: <b>120</b> | * Any event involving horses will be required to provide for clean-up of manure left on the City roadways/property.                                                                                              |
| Event requires roadway closure? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No   | Estimated number of vehicles: <b>0</b>       |                                                                                                                                                                                                                  |
| *Event involves horses? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No           | Estimated number of animals: <b>0</b>        |                                                                                                                                                                                                                  |

For events that require roadway closure:

Time roadway will be closed for setup: **9:30** ☒ AM ☐ PM

Event start time: **10** ☒ AM ☐ PM

Event end time (right-of-way open for public access): **11:30** ☒ AM ☐ PM

Will barricades be used? ☐ Yes ☐ No

Name and Phone number of the person responsible for barricades: \_\_\_\_\_

If the event is a parade, please list the route: (All parades, trail rides, mass gatherings, etc. must be approved by the Chief of Police and some routes may require approval by the Texas Department of Transportation. Proposed routes may be altered at the discretion of the Police Department or Public Services)

**30 minutes for staging**  
**Include route**

**Permit Applicant Information:**

Applicant Name: **Mandalyn Salazar**  
 Organization Name: \_\_\_\_\_  
 Street Address: \_\_\_\_\_  
 Phone #: \_\_\_\_\_

E-mail: **buildupamerica.salazar@gmail.com**  
 City, State, Zip: **League City, TX**

**Alternate Permit Applicant Information (required):**

Applicant Name: **Recharad Loftis**  
 Organization Name: \_\_\_\_\_  
 Street Address: \_\_\_\_\_  
 Phone #: \_\_\_\_\_ Fax #: \_\_\_\_\_

E-mail: **recharadloftis1968@gmail.com**  
 City, State, Zip: **La Marque, TX 77568**

**On part of  
N street**

**Ordinance 53-56**

**EXHIBIT**

**C**

Will any tents be used at this event? ☐ Yes ☒ No

If tents are used, they must first be approved by the Fire Marshal. Attached to this application must be a copy of a certificate provided by the promoter or sponsor that the tents and tarpaulins meet the requirements for fire resistance as prescribed in the National Fire Protection Association "Standard Methods of Fire Tests for Flame-Retardant Textiles and Films No. 701" and that such fire resistance is effective for the period specified by the certificate.

Certificate attached: ☐ Yes ☐ No

Tents approved by Fire Marshal (only if tents are used): \_\_\_\_\_

**Security:** Prior to any permit being issued by the City of La Marque, the promoter shall provide for security for the event. The number of security officers required will be determined by the Chief of Police (or designee), with a minimum of two (2) officers.

Will alcohol be sold, served, or consumed? ☐ Yes ☒ No

Number of Officers required: \_\_\_\_\_

Security Officers provided by: \_\_\_\_\_

Security Officers will be: \_\_\_\_\_

Hours scheduled: \_\_\_\_\_

Approved by Chief of Police ☐ Yes ☐ No

Signature/Date \_\_\_\_\_

**Sound Amplification:** The City of La Marque Code of Ordinances Section 44-14 "Noises as Public Nuisances" requires a permit application to be submitted to the Chief of Police for any event utilizing sound amplification. Copy of approved permit must be attached to this application.

Permit attached: ☐ Yes ☐ No

**Fire Watch/Emergency Medical Services:** Prior to any permit being issued by the City of La Marque, the promoter shall make contact with the Fire Chief (or designee) to determine if the event necessitates having fire and/or emergency medical staff on property during the event. Staff determined by Fire Chief.

Fire Watch required: ☐ Yes ☒ No

If Yes, number of personnel required: \_\_\_\_\_

Emergency Medical Services required: ☐ Yes ☒ No

If Yes, number of personnel required: \_\_\_\_\_

Approved by Fire Chief: ☐ Yes ☐ No

Signature/Date \_\_\_\_\_

**Public Services:** Prior to any permit being issued by the City of La Marque, the promoter shall make contact with the Director of Public Services (or designee) for approval of a traffic control plan. *Traffic control is the responsibility of the promoter and a copy of the traffic plan must accompany this application.*

Traffic Plan attached: ☐ Yes ☐ No

Approved by Director of Public Services: ☐ Yes ☐ No

Signature/Date \_\_\_\_\_

**Emergency Management:** If the event is to be held outdoors, an emergency plan must be submitted to the Emergency Management Coordinator for approval. The EMC will determine whether a plan is necessary.

Plan needed: ☐ Yes ☐ No

Acknowledged by EMC: \_\_\_\_\_

*Note: Safety Plan will be submitted*

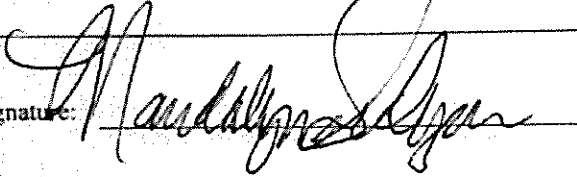


**This permit includes the following provisions to which applicant agrees by signature:**

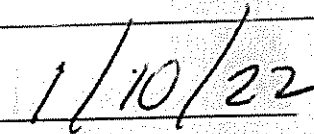
1. The permit holder must provide proof of insurance as per "Exhibit A" attached. Additionally, the City of La Marque must be listed as an additional insured or an insured. Insurance required shall be issued by a company or companies of sound and adequate financial responsibility and authorized to do business in the State of Texas. All policies shall be subject to examination by the City Manager's office for their adequacy as to form, content, form of protection, and providing company.
2. The permit holder is responsible for any damages. The permit holder is responsible for cleanup of garbage and litter generated by the event.
3. Other permits may be necessary for your event, e.g. alcohol/food sales, vendor permits, etc.

This permit is subject to the City of La Marque Code of Ordinances, the City Charter, and all rules and regulations governing street rights-of-way. The applicant agrees to indemnify and hold harmless the City of La Marque from and against all liabilities, claims, demands, judgements, losses and all lawsuits or in equity, cost and expenses, including reasonable attorney fees, for injury or death of any person or loss or damage to the property of any person, firm, organization, or corporation, including both parties hereto and their employees, arising from the holding of such special event. If applicable, the applicant agrees that during the use of the public area, the sponsoring organization will not exclude any person from participation in, deny anyone the benefits of, or otherwise subject anyone to discrimination because of race, color, national origin or disability.

Applicant's Signature:



Date:


**For Staff Use Only:**Requires Council Approval: ☐ Yes ☐ No

If Approved, Date Approval Received: \_\_\_\_\_

Approved by City Manager or Designee: \_\_\_\_\_

Date: \_\_\_\_\_

Permit Issued:

By: \_\_\_\_\_

Date: \_\_\_\_\_

See attached e-mail-4E

*Hosted By: Friends of Mandalyn*



# **HIT THE ROAD JACK *PROTEST & RALLY!***

**Saturday, January 15th, 2022**

**Starting Time: 10:30 am**

**Location: In Front of 2503 Cedar Dr.**

**La Marque, Texas 77568**

**Parking all along Lake Rd.**

EXHIBIT B

## Jennifer Earl

---

**From:** Mandalyn Salazar <buildupamerica.salazar@gmail.com>  
**Sent:** Monday, January 10, 2022 5:49 PM  
**To:** Jennifer Earl  
**Cc:** Venisha Henderson; Randall Aragon; Chad Waggoner; Kathleen VanStavern  
**Subject:** Re: Event Permit Request

[External Email] This message originated from outside your organization.

---

Thank you Ms. Earl!

Per our conversation, this rally will go as planned!

I contacted the city as a courtesy. I and other groups in recent time have not completed an event permit at all. As a courtesy I called and emailed a safety plan, but that was it.

We do not need a permit to execute our constitutional right to assemble and freedom of speech. The Chief knows how to get a hold of me.

Thank you!  
Mandalyn Salazar

On Mon, Jan 10, 2022, 5:07 PM Jennifer Earl <[j.earl@cityoflamarque.org](mailto:j.earl@cityoflamarque.org)> wrote:

Ms. Salazar,

I just spoke with staff about the application. We cannot close the street within this timeframe. If you have written permission from the owner of one of the 3 businesses to use their parking lot, we can proceed with the gathering this Saturday or you will need to postpone to a date 14 days out (January 29<sup>th</sup>/30<sup>th</sup>).

In order to approve the application with the changes we would need the following by Wednesday, January 12, 2022 at 5:00pm:

1. Written letter from the owner of the business giving permission to be on their private property
2. Provide proof of liability insurance for the event
3. A minimum 2 state-certified security officers
4. Correct the application to reflect 150-200 citizens
5. The parking lot you hold your gathering will need to have vehicles blocking off entry

Please let me know if have any questions.

Thank you,

**Jennifer Earl**

**Executive Assistant to the City Manager**

City Manager's Office

City of La Marque

1111 Bayou Road

La Marque, Texas 77568

O: 409-938-9225

F: 409-935-0401

[cityoflamarque.org](http://cityoflamarque.org)

**From:** Mandalyn Salazar <[buildupamerica.salazar@gmail.com](mailto:buildupamerica.salazar@gmail.com)>

**Sent:** Monday, January 10, 2022 3:00 PM

**To:** Jennifer Earl <[j.earl@cityoflamarque.org](mailto:j.earl@cityoflamarque.org)>

**Cc:** Venisha Henderson <[v.henderson@cityoflamarque.org](mailto:v.henderson@cityoflamarque.org)>

**Subject:** Re: Event Permit Request

[External Email] This message originated from outside your organization.

---

Thank you so much! See attached documents for event. I will submit our safety plan tomorrow. Let me know if you need anything else.

Mandalyn Salazar